

Serial No. ....

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. SEP 10 1980

Returned to applicant for correction. ....

Corrected application filed. .... Map filed SEP 10 1980

The applicant. Blair & Josephine B. Johns c/o Boyack Surveying, Inc.

515 South Fifth Street of Elko  
Street and No. or P.O. Box No. City or Town

Nevada 89801 hereby make application for permission to change the  
State and Zip Code No.

Point of Diversion and Place of Use

of water heretofore appropriated under Permit No. 38029

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Mound Springs  
Name of stream, lake, underground, spring or other source.
2. The amount of water to be changed 0.05 cfs  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Stockwater  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore used for Stockwater  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point SW $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 29, T33N - R64E, M.D.B.&M.  
at a point from which the N $\frac{1}{4}$  corner of said Section 29 bears  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be  
N 24°35'18" W, 1983.78 feet.  
stated.
6. The existing point of diversion is located within NE $\frac{1}{4}$  NE $\frac{1}{4}$  Sec. 29, T33N - R64E, M.D.B.&M.  
at a point from which the N $\frac{1}{4}$  Corner of said Section 29 bears  
If point of diversion is not changed, do not answer.  
N 24°35'18" W, 1983.78 feet. (error in plotting on map)
7. Proposed place of use SW $\frac{1}{4}$  NE $\frac{1}{4}$  Section 29, T33N - R64E, M.D.B.&M.  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use NE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 29, T33N - R64E, M.D.B.&M.  
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.
9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day
10. Use has been from January 1 to December 31 of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) improve spring  
State manner in which water is to be diverted, whether by dam or other works,  
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....\$500
13. Estimated time required to construct works.....3 yrs.
14. Estimated time required to complete the application of water to beneficial use.....5 yrs.
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application is to correct a plotting error in No. 38029

which placed the Point of Diversion erroneously in the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 29, T 33 N, R 64 E, MDB&M.

Compared ha/bl.....js/bc.....Applicant Blair & Josephine B. Johns

By.....s/Alan S. Boyack

Alan S. Boyack

515 South Fifth Street

Elko, Nevada 89801

APPROVAL.....OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters heretofore granted under Permit 38029 is subject to the terms and conditions imposed in said Permit 38029 and with the understanding that no other rights on the source will be affected by the change proposed herein.

It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of cattle served from the waters of this source. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....0.031.....cubic feet per second, or sufficient to water 1000 head of cattle.

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before June 4, 1986

Proof of completion of work shall be filed before July 4, 1986

Application of water to beneficial use shall be made on or before June 4, 1988

Proof of the application of water to beneficial use shall be filed on or before July 4, 1988

Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed JUL 16 1986

Completion of work filed JUL 7 1988

Proof of beneficial use filed JUL 7 1988

Cultural map filed

Certificate No. 12301 Issued OCT 9 1989

IN TESTIMONY WHEREOF, I.....

PETER G. MORROS

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 4th day of June

A.D. 1985

State Engineer